

IN THE CLAIMS

1. (Currently Amended) A recording apparatus, comprising:

recording means for recording information played back from a first recording medium into a second recording medium, said recording means comprising a first security block having an encryption circuit and an authentication processing circuit, said first recording medium comprising a second security block;

judgment means for forming a judgment as to whether said first recording medium is allowed to be dubbed or prohibited from being dubbed;

random-number generation circuit means for generating a session key to be shared with said second security block if said judgement formed from said judging means indicates that said first recording medium is allowed to be dubbed; and

control means for inhibiting said recording means from recording information played back from said first recording medium into said second recording medium when said judgment formed by said judgment means indicates that said first recording medium is prohibited from being dubbed;

wherein said first security block sends first authentication data to said second security block which generates second authentication data and adds this second authentication data to the first authentication data and sends both authentication data to said recording means to form said judgment.

2. (Currently Amended) ~~A~~ The recording apparatus according to claim 1,
wherein said first recording medium includes a disc shape.

3. (Currently Amended) ~~A~~ The recording apparatus according to claim 2,
wherein said judgment means forms said judgment based on information conveyed by a
beam reflected from said first recording medium.

4. (Currently Amended) ~~A~~ The recording apparatus according to claim 2,
wherein said judgment means forms said judgement based on predetermined
identification information recorded on said first recording medium.

AI 5. (Currently Amended) ~~A~~ The recording apparatus according to claim 1,
wherein said second recording medium is a non-volatile memory.

6. (Currently Amended) ~~A~~ The recording apparatus according to claim 1,
wherein said judgment means forms said judgement based on a type of said first
recording medium.

7. (Currently Amended) ~~A~~ The recording apparatus according to claim 6,
wherein said first recording medium is one of a playback-only playback type medium
that is allowed to be dubbed and a recordable type medium that is prohibited from being
dubbed.

8. (Currently Amended) A The recording apparatus according to claim 6, wherein said first recording medium is one of a ~~playback-only~~ playback type medium, with all information being recorded therein using emboss pits, that is allowed to be dubbed and a medium of a type other than said ~~playback-only~~ playback type that is prohibited from being dubbed.

9. (Currently Amended) A The recording apparatus according to claim 6, wherein said first recording medium is one of a ~~playback-only~~ playback type medium, with all information representing management information and audio data being recorded therein using emboss pits, that is allowed to be dubbed and a medium of a type other than said ~~playback-only~~ playback type that is prohibited from being dubbed.

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10. (Currently Amended) A recording and playback apparatus, comprising:
playback means for playing back information from a first recording medium;
recording means for recording information played back from said first recording medium into a second recording medium, said recording means comprising a first security block having an encryption circuit and an authentication processing circuit, said first recording medium comprising a second security block;

judgment means for forming a judgment as to whether said first recording medium is allowed to be dubbed or prohibited from being dubbed;

random-number generation circuit means for generating a session key to be shared with said second security block if said judgement formed from said judging means

indicates that said first recording medium is allowed to be dubbed; and

control means for inhibiting said recording means from recording information played back from said first recording medium into said second recording medium when said judgment formed by said judgment means indicates that said first recording medium is prohibited from being dubbed

wherein said first security block sends first authentication data to said second security block which generates second authentication data and adds this second authentication data to the first authentication data and sends both authentication data to said recording means to form said judgment.

AI 11. (Currently Amended) A The recording and playback apparatus according to claim 10, wherein said first recording medium includes a disc shape.

12. (Currently Amended) A The recording and playback apparatus according to claim 11, wherein said judgment means forms said judgment based on information conveyed by a beam reflected from said first recording medium.

13. (Currently Amended) A The recording and playback apparatus according to claim 11, wherein said judgment means forms said judgement based on predetermined identification information recorded on said first recording medium.

14. (Currently Amended) A The recording and playback apparatus according to claim 10, wherein said second recording medium is a non-volatile memory.

15. (Currently Amended) ~~A~~ The recording and playback apparatus according to claim 10, wherein said judgment means forms said judgement based on a type of said first recording medium.

16. (Currently Amended) ~~A~~ The recording and playback apparatus according to claim 15, wherein said first recording medium is one of a ~~playback-only~~ playback type medium that is allowed to be dubbed and a recordable type medium that is prohibited from being dubbed.

A1 17. (Currently Amended) ~~A~~ The recording and playback apparatus according to claim 15, wherein said first recording medium is one of a ~~playback-only~~ playback type medium, with all information being recorded therein using emboss pits, that is allowed to be dubbed and a medium of a type other than said ~~playback-only~~ playback type that is prohibited from being dubbed.

18. (Currently Amended) ~~A~~ The recording and playback apparatus according to claim 15, wherein said first recording medium is one of a ~~playback-only~~ playback type medium, with all information representing management information and audio data being recorded therein using emboss pits, that is allowed to be dubbed and a medium of a type other than said ~~playback-only~~ playback type that is prohibited from being dubbed.

19. (Currently Amended) A recording method, comprising the steps of:

recording information played back from a first recording medium into a second recording medium comprising a first security block having an encryption circuit and an authentication processing circuit, said first recording medium comprising a second security block;

forming a judgment as to whether a first recording medium is allowed to be dubbed or prohibited from being dubbed;

generating a session key to be shared with said second security block if said judgement formed indicates that said first recording medium is allowed to be dubbed; /

recording information played back from said first recording medium into a second recording medium when said judgment formed at said judgment step indicates that said first recording medium is allowed to be dubbed; and

inhibiting an operation to record information played back from said first recording medium into said second recording medium when said judgment formed at said judgment step indicates that said first recording medium is prohibited from being dubbed;

wherein said first security block sends first authentication data to said second security block which generates second authentication data and adds this second authentication data to the first authentication data and sends both authentication data back to the first security block to form said judgment.

20. (Currently Amended) ~~A~~ The recording method according to claim 19, wherein said first recording medium includes a disc shape.

21. (Currently Amended) ~~A~~ The recording method according to claim 20, wherein said judgment is formed based on information conveyed by a beam reflected from said first recording medium.

22. (Currently Amended) ~~A~~ The recording method according to claim 20, wherein said judgment is formed based on predetermined identification information recorded on said first recording medium.

23. (Currently Amended) ~~A~~ The recording method according to claim 19, wherein said second recording medium is a non-volatile memory.

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24. (Currently Amended) ~~A~~ The recording method according to claim 19, wherein said judgment is formed based on a type of said first recording medium.

25. (Currently Amended) ~~A~~ The recording method according to claim 24, wherein said first recording medium is one of a playback-only playback type medium that is allowed to be dubbed and a recordable type medium that is prohibited from being dubbed.

26. (Currently Amended) A The recording method according to claim 24, wherein said first recording medium is one of a ~~playback-only~~ playback type medium, with all information being recorded therein using emboss pits, that is allowed to be dubbed and a medium of a type other than said ~~playback-only~~ playback type that is prohibited from being dubbed.

27. (Currently Amended) A The recording method according to claim 24, wherein said first recording medium is one of a ~~playback-only~~ playback type medium, with all information representing management information and audio data being recorded therein using emboss pits, that is allowed to be dubbed and a medium of a type other than said ~~playback-only~~ playback type that is prohibited from being dubbed.
